



Entered on Docket
December 08, 2010

A handwritten signature in black ink, appearing to read "Michael S. McManus".

Hon. Michael S. McManus
United States Bankruptcy Judge

WILDE & ASSOCIATES
Gregory L. Wilde, Esq.
Nevada Bar No. 004417
212 South Jones Boulevard
Las Vegas, Nevada 89107
Telephone: 702 258-8200
Fax: 702 258-8787
GE Money Bank
10-73234

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In Re:

Roger J. Usry and Keri N. Usry

Debtors.

BK-S-10-50106-gwz

MS Motion No. 46
Date: October 8, 2010
Time: 1:30 PM

Chapter 13

ORDER RE ADEQUATE PROTECTION

Secured Creditor's Motion for Relief from the Automatic Stay having come on for hearing in the above-entitled Court, all appearances as noted on court record, and based upon all the papers and pleadings on file herein and good cause appearing therefore,

1 IT IS HEREBY ORDERED, ADJUDGED and DECREED that the debtors will cure the
2 post-petition arrearages currently due as follows:

3 7 Monthly Payments at \$520.08	\$3,640.56
(February 8, 2010 - October 8, 2010)	
4 Motion for Relief Filing Fee	\$150.00
5 Attorneys Fees	\$650.00
6 Total	\$4,440.56

7 The total arrearage shall be paid in six monthly installments. Payments one
8 through five (1-5) in the amount of \$740.10 shall be in addition to the regular monthly payment
9 and shall be due on or before the 20th day of the month commencing with the November 20,
10 2010 payment and continuing throughout and concluding on or before March 20, 2011. The sixth
11 final payment in the amount of \$740.06 shall be paid on or before April 20, 2011.

12 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Secured Creditor
13 shall give Debtors at least fourteen business days' notice of the time, place and date of sale.

14 IT IS FURTHER ORDERED, ADJUDGED and DECREED that the Debtors shall resume
15 and maintain the regular monthly payments in a timely fashion, outside of any Bankruptcy Plan,
16 beginning with the November 8, 2010 payment, on Secured Creditor's Trust obligation,
17 encumbering the subject Property, generally described as 6218 Chesterfield Lane , Reno, NV
18 89523, and legally described as follows:

19 2008 BIG DOG MOTORCYCLES, INC. MUTT 5J11MEJB78W000074

20 IT IS FURTHER ORDERED, ADJUDGED and DECREED that if the Debtors fail to make
21 any payments as stated in this Order, or fail to maintain the regular monthly payments on Secured
22 Creditor's Trust Deed obligation, allowing the normal grace period, then Secured Creditor may file
23 and serve upon Debtors and Debtors' counsel, a fifteen (15) Day Notice Declaration Re Breach of
24 Condition. For each such Declaration Re Breach of Condition filed, there shall be assessed an
25 attorney fees of \$100.00, to be paid by the Debtors upon any reinstatement. If upon the sixteenth
26 (16th) day Debtors have failed to cure the delinquency, then Secured Creditor may submit to this
Court an Order vacating the automatic stay as to Secured Creditor, and Secured Creditor may

1 thereafter proceed with foreclosure proceedings upon the subject Property, pursuant to applicable
2 State Law, and take any action necessary to obtain complete possession thereof.
3

4 Submitted by:

5 WILDE & ASSOCIATES

6
7 By 

GREGORY L. WILDE, ESQ.

8 Attorneys for Secured Creditor
9 212 South Jones Boulevard
Las Vegas, Nevada 89107

10 APPROVED AS TO FORM & CONTENT:

11 William Van Meter

12 By _____

13 William Van Meter
14 Chapter 13 Trustee
15 P.O. Box 6630
16 Reno, NV 89513

Kevin A. Darby

17 By 

18 Kevin A. Darby
19 Attorney for Debtors
20 4777 Caughlin Pkwy.
21 Reno, NV 89519

22 Nevada Bar No. 7670
23
24
25
26

1 In accordance with Local Rule 9021, counsel submitting this document certifies that the order accurately
2 reflects the court's ruling and that (check one):

3 ☐ The court has waived the requirements set forth in LR 9021(b)(1).

4 ☐ No party appeared at the hearing or filed an objection to the motion.

5 ☒ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and
6 any unrepresented parties who appeared at the hearing, and each has approved or
7 disapproved the order, or failed to respond, as indicated below [list each property and
8 whether the party has approved, disapproved, or failed to respond to the document]:

9 ☒ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the
10 motion pursuant to LR 9014(g), and that no party has objected to the form or content of the
11 order.

12 Debtor's counsel:

13 ☐ approved the form of this order ☐ disapproved the form of this order

14 ☐ waived the right to review the order and/or ☒ failed to respond to the document

15 ☐ appeared at the hearing, waived the right to review the order

16 ☐ matter unopposed, did not appear at the hearing, waived the right to review the order

17 Trustee:

18 ☐ approved the form of this order ☐ disapproved the form of this order

19 ☒ waived the right to review the order ☐ failed to respond to the document

20 ☐ This is a chapter 9, 11, or 15 case, and I have delivered a copy of this proposed order to all
21 counsel who appeared at the hearing, and any trustee appointed in this case any unrepresented
22 parties who appeared at the hearing, and each has approved or disapproved the order, or failed to
23 respond, as indicated below.

24 Debtor's counsel:

25 ☐ approved the form of this order ☐ disapproved the form of this order

26 ☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ appeared at the hearing, waived the right to review the order

☐ matter unopposed, did not appear at the hearing, waived the right to review the order

Trustee:

☐ approved the form of this order ☐ disapproved the form of this order

☐ waived the right to review the order and/or ☐ failed to respond to the document

☐ I certify that I have served a copy of this order with the motion, and no parties appeared or filed
written objection.

Submitted by:

/s/ Gregory L. Wilde, Esq.

Gregory L. Wilde, Esq.

Attorney for Secured Creditor